2026:AHC-LKO:40741

**HIGH COURT OF JUDICATURE AT ALLAHABAD**
**LUCKNOW**

**CRIMINAL MISC. BAIL APPLICATION No. - 288 of 2026**

Satyakumar @ Badakke

.....Applicant(s)

Versus

State Of U.P. Thru. Prin. Secy. Home Deptt. Lko.

.....Opposite Party(s)

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Counsel for Applicant(s) : Mangal Sen Yadav, Deepansi, Sonal Singh
Counsel for Opposite Party(s) : G.A.

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**Court No. - 11**

**HON'BLE RAJEEV SINGH, J.**

1. Rejoinder affidavit filed by learned counsel for the applicant is taken on record.

2. Heard learned counsel for the applicant, learned A.G.A. for the State and perused the record.

3. The present bail application has been filed by the applicant in F.I.R. No. 168 of 2025, under Sections 80(2), 85 BNS and Section 3/4 D.P. Act, Police Station Hariyawan, District Hardoi with the prayer to enlarge him on bail.

4. Learned counsel for the applicant submits that the applicant has falsely been implicated in the present case. It is further submitted that applicant and daughter of informant were in love relation and they solemnize marriage on their own choice. It is also submitted that as the parental house of the wife of the applicant was in the same village, she was mostly trying to reside in her parental house. On the date of incident, she was in the house of the applicant and was insisting to go to her parental house for which, she talked to her mother, but she denied her request. Submission of the learned counsel for the applicant is that due to annoyance, the wife of the applicant committed suicide. Thereafter, the applicant immediately brought her to the hospital, but she could not be saved. The information of the incident was also given to the family members of

the deceased. It is vehemently submitted that since the marriage was solemnized by the applicant and the daughter of the informant on their own choice, no question for demand of dowry arises. However, on the basis of concocted facts, the F.I.R. was lodged, in which, charge sheet has been filed by the Investigating Officer. It is lastly submitted that in near future, there is no possibility of conclusion of trial and the applicant, who has no criminal antecedent, is in jail since 28.07.2025. In such circumstances, applicant is entitled for bail. It is also submitted that the applicant will never misuse the liberty of bail and shall fully cooperate in the trial.

5. Learned A.G.A. opposes the prayer for grant of bail to the applicant and submits that sufficient evidences are found against the applicant. However, he does not dispute that the cause of death is hanging.

6. Considering the arguments advanced by the learned counsel for the applicant, learned A.G.A. and going through the contents of F.I.R., counter affidavit, rejoinder affidavit as well as other relevant documents, it is evident that the applicant and the daughter of the informant solemnized marriage on their own choice. In such circumstances, this Court is of the view that the applicant is entitled to be released on bail.

7. Application stands allowed.

8. Let applicant -Satyakumar @ Badakke be released on bail in F.I.R. No. 168 of 2025, on his furnishing personal bond and two reliable sureties each of the like amount to the satisfaction of the court concerned subject to following conditions:-

(i) The applicant shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected.

(ii) The applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the

facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(iii) The applicant shall file an undertaking to the effect that he shall not seek any adjournment on the date fixed for evidence when the witnesses are present in Court. In case of default of this condition, it shall be open for the trial court to treat it as abuse of liberty of bail and pass orders in accordance with law.

(iv) The applicant shall remain present before the trial court on each date fixed, either personally or through his counsel. In case of his absence, without sufficient cause, the trial court may proceed against him under Section 269 BNS.

(v) In case, the applicant misuses the liberty of bail during trial and in order to secure his presence proclamation under Section 84 BNSS may be issued and if applicant fails to appear before the Court on the date fixed in such proclamation, then, the trial court shall initiate proceedings against him, in accordance with law, under Section 209 BNS.

(vi) The applicant shall remain present, in person, before the trial court on dates fixed for (a) opening of the case, (b) framing of charge; and (c) recording of statement under Section 351 BNSS. If in the opinion of the trial court, absence of the applicant is deliberate or without sufficient cause, then it shall be open for the trial court to treat such default as abuse of liberty of bail and proceed against him in accordance with law.

8. Any violation of above conditions will be treated misuse of bail and learned Court below will be at liberty to pass appropriate order in the matter regarding cancellation of bail.

**(Rajeev Singh,J.)**

**June 10, 2026**
VKS

Digitally signed by :-
VIVEK KUMAR SRIVASTAVA
High Court of Judicature at Allahabad,
Lucknow Bench